OBERLY, JENNINGS & RHODUNDA, P.A.

800 Delaware Avenue - Suite 901 P. O. Box 2054 Wilmington, Delaware 19899

Charles M. Oberly, III Kathleen M. Jennings William J. Rhodunda, Jr. ----------Karen V. Sullivan (302) 576-2000 Fax (302) 576-2004 E.I.No. 51-0364261 Writer's e-mail coberly@ojlaw.com

October 31, 2005

Via E-Filing

The Honorable Gregory M. Sleet United States District Court District of Delaware 844 King Street Wilmington, DE 19801

> Re: <u>Davis International LLC, et al., v. New Start Group Corp., et al.,</u> Case No. 1482-GMS (Consolidated)

Dear Judge Sleet:

I write on behalf of defendants in the above-referenced action to report on the status of the related proceeding in the Delaware Court of Chancery. The Honorable Stephen P. Lamb granted the defendants' motion to stay proceedings. Enclosed for the Court's consideration is a copy of Vice Chancellor Lamb's October 27, 2005 letter opinion.

Respectfully submitted,

CHARLES M. OBERLY, III (No. 743)

CMO,III/kvs Enclosure

cc: Dr. Peter T. Dalleo, Clerk

Kevin F. Brady, Esquire David Finger, Esquire

Richard I.G. Jones, Jr., Esquire William M. Lafferty, Esquire Collin J. Seitz, Jr., Esquire